

1/FILE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: **MASAHIRO ASANO**

SERIAL NO.: **09/973,736**

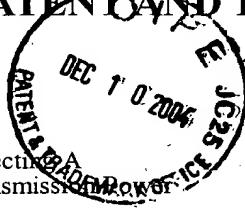
FILED: **October 10, 2001**

FOR: **Transceiver Capable Of Adaptively Selecting A Modulation Method Based On The Transmission Power And Channel Condition**

GROUP ART UNIT: **2643**

EXAMINER: **B. K. Tieu**

ATTY. REFERENCE: **ASAN3001beu**



COMMISSIONER OF PATENTS

P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a communication/amendment in the above-identified application.

Small entity status under 37 CFR 1.9 and 1.27 is claimed.
 No additional fee is required.

The fee, if any, has been calculated as shown below:

Fee Basis	Number of Claims After Amendment	Highest Number Previously Paid For	Extra Claims	Small Entity	Full Fee
Total Claims	-	¹	³ = $\times \$ 25 =$	³ = $\times \$ 50 =$	
Independent Claims	-	²	³ = $\times \$ 100 =$	³ = $\times \$ 200 =$	
<input type="checkbox"/> First Presentation of Proper Multiple Dependent Claim			+ \$180 =	+ \$360 =	
TOTAL					

¹ If less than 20 enter 20.

² If less than 3 enter 3.

³ If less than 0 enter 0.

Please charge my **Deposit Account Number 02-0200** in the amount of \$ _____. A duplicate copy of this sheet is attached.
 A check in the amount of \$ _____ is attached.
 The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under 37 CFR 1.16 and 37 CFR 1.17 or credit any overpayment to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is attached.
 Also enclosed is/are:

23364

Customer Number

Phone: (703) 683-0500

DATE: December 10, 2004

Respectfully submitted,


Benjamin E. Urcia
Attorney for Applicant
 Registration Number: 33,805



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re U.S. Patent Application of:) **Group Art Unit: 2643**
)
Masahiro ASANO) **Examiner: B. K. Tieu**
)
Serial Number: 09/973,736) **Attorney Docket: ASAN3001**
)
Filed: October 10, 2001) **Confirmation No.: 5753**

For: Transceiver Capable Of Adaptively Selecting A Modulation Method Based On The Transmission Power And Channel Condition

REQUEST FOR RECONSIDERATION

Honorable Commissioner For Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

This paper is in response to the Official Action dated September 14, 2004.

Amendments to the claims begin on page 2.

Remarks/Arguments begin on page 4.